

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPEAL NO.880 OF 2003

The State of Maharashtra,	..	Applicant
Vs		
Baburao Govind Chavan,	..	Respondent

Mrs M.M.Deshmukh, APP for the applicant.
Mr B.G.Tangrali, for the respondent.

CORAM : D.B.BHOSALE, J.

DATED : 10th JULY, 2006

P.C.:

1. Heard the learned counsel for the parties.
2. This appeal is directed against the judgment and order of the Sessions Court allowing the appeal filed by the respondent-accused, who had been convicted under section 323 of IPC. He was sentenced to suffer simple imprisonment till rising of the Court and to pay fine of Rs.1000/-. In view of Section 376 of Cr.P.C the appeal against such order is not maintainable. Moreover, on merits also I am satisfied that the judgment and order of the appeal court cannot be faulted. The findings recorded by the appeal Court are on appreciation of evidence on record which, by no stretch of imagination, can be said to be perverse or unreasonable. In the circumstances, this appeal is dismissed.

(D.B.BHOSALE, J.)